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23 *Attorneys for Defendants Nichicon Corporation*
24 *and Nichicon (America) Corporation*

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UNITED STATES COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE CAPACITORS ANTITRUST
LITIGATION

THIS DOCUMENT RELATES TO:
DIRECT PURCHASER CLASS ACTION;
FLEXTRONICS INTERNATIONAL USA,
INC.'S INDIVIDUAL ACTION

Master file No. 3:14-cv-03264-JD

STIPULATION AND [PROPOSED]
ORDER REGARDING REVISED
SCHEDULING OF PHASE II FTAIA
SUMMARY JUDGMENT MOTIONS AS
TO FLEXTRONICS

1 WHEREAS Plaintiff Flextronics International USA, Inc. (“Flextronics”) and the “Flextronics
2 Defendants”¹, by and through their counsel, previously stipulated to a Phase II FTAIA summary
3 judgment briefing schedule as to Flextronics consistent with the parties’ expectations regarding
4 ongoing discovery necessary to the efficient resolution of Flextronics’s claims without impacting the
5 overall progress of this consolidated litigation (*see* Dkt. # 1613);

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7 WHEREAS the Court approved and adopted the briefing schedule and hearing date jointly
8 proposed by the parties (*see* Dkt. # 1616);

9 WHEREAS the Flextronics Defendants filed their Phase II Joint Motion for Partial Summary
10 Judgment Dismissing Flextronics’s Sherman Act and California State Law Claims for Foreign
11 Transactions on May 22, 2017 (*see* Dkt. # 1652), Flextronics filed its Opposition to Defendants’
12 Motion for Partial Summary Judgment Dismissing Flextronics’ Sherman Act And California State
13 Law Claims for Foreign Transactions on June 30, 2017 (*see* Dkt. # 1722); and the Flextronics
14 Defendants’ Phase II reply brief is presently due on July 28, 2017;

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16 WHEREAS unforeseen scheduling conflicts have prompted the Flextronics Defendants to
17 desire additional time to properly prepare and file their Phase II reply brief;

18 WHEREAS Flextronics does not object to the granting of additional time for the Flextronics
19 Defendants to file their Phase II reply brief;

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23 ¹ The “Flextronics Defendants” consist of KEMET Corporation; KEMET Electronics Corporation;
24 Nippon Chemi-Con Corporation; United Chemi-Con, Inc.; Hitachi Chemical Co., Ltd.; Hitachi AIC
25 Inc.; Hitachi Chemical Co. America, Ltd.; Nichicon Corporation; Nichicon (America) Corporation;
26 AVX Corporation; Rubycon Corporation; Rubycon America Inc.; ELNA Co., Ltd.; ELNA America
27 Inc.; Matsuo Electric Co., Ltd.; TOSHIN KOGYO Co., Ltd.; Holy Stone Enterprise Co., Ltd.;
28 Milestone Global Technology, Inc. (D/B/A HolyStone International); ROHM Co., Ltd.; ROHM
Semiconductor U.S.A., LLC; Okaya Electric Industries Co., Ltd.; Okaya Electric America Inc.;
Taitso Corporation; Taitso America, Inc.; Shinyei Kaisha; Shinyei Technology Co., Ltd.; Shinyei
Capacitor Co., Ltd.; Shinyei Corporation of America, Inc.; Nitsuko Electronics Corporation; Nissei
Electric Co., Ltd.; Soshin Electric Co., Ltd.; Soshin Electronics of America, Inc.; Shizuki Electric
Co., Inc.; and American Shizuki Corporation (collectively, the “Flextronics Defendants”).

1 WHEREAS Flextronics and the Flextronics Defendants agree that the granting of additional
2 time for reply will not impact the overall progress of this consolidated litigation or affect the
3 scheduled hearing date;

4 IT IS HEREBY STIPULATED AND AGREED by and between counsel for Flextronics and
5 the Flextronics Defendants that the Phase II FTAIA briefing schedule in the Flextronics action be
6 revised to proceed as follows:
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- 8
- 9 • The Flextronics Defendants' Phase II FTAIA reply brief shall be due on August 10,
10 2017;
- 11 • The hearing on the Phase II FTAIA summary judgment motions as to Flextronics
12 currently scheduled for September 14, 2017 shall remain unchanged.
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15 The undersigned parties jointly and respectfully request that the Court enter this stipulation
16 as an order.
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7 Dated: July 13, 2017

/s/ Michael E. Martinez

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1 Pursuant to Local Rule 5.1(i)(3), I attest that all other signatories listed, and on whose behalf
2 the filing is submitted, concur in the filing's content and have authorized in writing.

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4 Dated: July 13, 2017

/s/ Michael Martinez

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

Honorable James Donato
United States District Court Judge